

EXPRESS TERMS
Title 13, Division 1, Chapter 1
Article 2. Driver Licenses and Identification Cards

§20.04. Information Required for a Name Change on a Driver License or Identification Card.

(a) Upon application for an original California driver license or identification card, the department shall require the applicant to produce identification necessary to ensure the name provided on the application is the individual's true full name.

(1) If the name provided on the application conflicts with the name on the document or documents submitted to establish legal presence or birth verification at the time of application, the department shall require the applicant to provide additional documentary evidence to establish that the name on the application is his or her true full name.

(b) Upon application for a renewal or duplicate California driver license or identification card, or before a California driver license or identification card may be issued, reissued, or returned to the licensee after a refusal, cancellation, probation, restriction, suspension or revocation of the person's driving privilege, the department shall require the applicant to produce identification when necessary to ensure the name provided on the application is the individual's true full name.

(c) Upon application for a change of name on a California driver license or identification card, the department shall require the applicant to produce identification to ensure the name provided on the application is his or her true full name.

(d) The department will accept an original or certified copy of one of the following documents that is legible and unaltered as additional documentation to establish the applicant's true full name as required by subsections (a) and (b), or as identification to establish the applicant's true full name for a name change:

(1) Any document specified in Section 15.00 in Article 2, Chapter 1, Division 1, of Title 13 of the California Code of Regulations.

(2) A document issued by a competent jurisdiction that contains the applicant's legal name, date of birth, if available, and government seal, stamp or other official imprint including, but not limited to:

(A) An adoption document that contains the legal name of the individual as a result of the adoption.

(B) A name change document that contains the individual's legal name both before and, as a result of, the name change.

(C) A marriage certificate.

(D) A dissolution of marriage document ~~which~~ that contains the legal name of the individual as a result of the court action.

(E) A certificate, declaration or registration document verifying the formation of a domestic partnership.

(F) A certificate, notice or judgment verifying the termination or dissolution of a domestic partnership.

(3) For purposes of this subsection, "competent jurisdiction" is defined as any governmental agency within the United States, District of Columbia, territory or possession of the United States, including federal, state, and local agencies, or a foreign state or its equivalent, duly authorized to issue documents for adoption, name change, marriage, or dissolution of marriage.

Note: Authority cited: Section 1651, Vehicle Code. Reference: Sections 12800, 12800.7, 12809 and 13000, Vehicle Code.

§20.05. Gender Change

(a) An applicant requesting ~~to change the~~ a gender different from that identified on an approved document used to establish identity, or existing California the driver license or identification card, must complete a ~~Medical Information Authorization (Gender Change), form DL 328 (Rev. 11/07)~~ Medical Certification and Authorization (Gender Change), form DL 329 (New 8/08), which is hereby incorporated by reference. The DL 329 will only be accepted if submitted within five years from the physician or psychologist certification date.

(b) The ~~Medical Information Authorization (Gender Change), form DL 328 (Rev. 11/07)~~ Medical Certification and Authorization (Gender Change), form DL 329 (New 8/08) must be completed by a ~~licensed~~ physician or psychologist licensed in the United States certifying the applicant's gender identification, disposition and whether the gender change is transitional or complete.

(1) When the form DL ~~328~~ 329 indicates the applicant's gender change is transitional, a new form DL ~~328~~ 329 must be submitted for each driver license or identification card renewal or upon any card issuance when the date of application is more than five years after the physician certification date. If a new form DL ~~328~~ 329 is not submitted as specified, the original gender identity will be restored.

(A) A physician or psychologist shall certify that a gender certification is transitional or incomplete.

(2) When the form DL ~~328~~ 329 indicates the gender change is complete, the applicant is not required to submit a new form DL ~~328~~ 329 for subsequent driver license or identification card renewals.

(A) A physician shall certify that the applicant's gender change is complete.

Note: Authority cited: Section 1651, Vehicle Code. Reference: Sections 12800, 12811, 13000 and 13005, Vehicle Code.